

**COMMONWEALTH OF MASSACHUSETTS**  
**State Building Code (780 CMR) Appeals Board**  
**Board's Ruling on Appeal<sup>1</sup>**

**Docket No. 08-660**

Appellant(s): Daniel Guzas

vz. Appellee(s): City/Town of Mt. Hermon  
James Cerone

**Procedural History**

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant him a variance from 780 CMR 1010.2, for 1 Lamplighter Way, Mt. Hermon, MA a.k.a. Bolger Admission's Building at Northfield Mt. Hermon School. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 *et. seq.*; and 780 CMR 122.3.4, the Board convened a public hearing on November 6, 2008 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

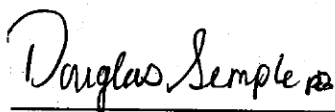
The Appellant appeared for the hearing *pro se*. Others were present as well as shown on the sign-in sheet on file at the Department of Public Safety.

**Discussion**

A motion was made to grant the Appellant's request for a variance from 780 CMR 1010.2, after hearing testimony regarding the property. The motion was based on the fact that the building official has no objection to the granting of the variance and that the design provides a second means of escape. The motion is contingent upon the appellant providing additional emergency lighting as noted in the testimony. There was a second on the motion and a board vote was taken, which was unanimous.

**Conclusion**

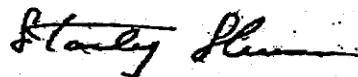
**The Appellant's request for a variance from 780 CMR 1010.2, is hereby granted as described in the discussion above and so ordered<sup>2</sup> on this date: November 6, 2008.**



Douglas Sample



Jacob Nunnemacher



Stanley Shuman

<sup>1</sup> This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108

<sup>2</sup> In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.